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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91178626
Party	Defendant Russell Baker
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Date	12/13/2007
Attachments	REAL NEWS - MOTION TO SUSPEND - 91178626.pdf (61 pages)(2199630 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

IWT.TV Inc. and)	
Independent World Television Inc.)	
)	
Opposer,)	
)	
v.)	Opposition No. 91178626
)	
Russell Baker,)	
)	
Applicant.)	
)	

MOTION TO SUSPEND PENDING INTER PARTES PROCEEDING

Sir:

Applicant moves to suspend the above-captioned proceeding pending disposition of *Civil Action No. 06 CV 04322* filed by Applicant against Opposer in the U.S. District Court for the Southern District of New York.

Applicant has applied for federal registration of its trademark REALNEWS for "news reporting services, namely, services for the production and distribution of investigative journalism intended for adults" (Application Serial No. 78/817,982).

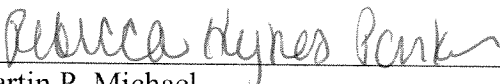
Opposer has filed a Notice of Opposition to application Serial No. 78/817,982, claiming prior use of the mark REAL NEWS. Believing itself to be the first user of the mark throughout the United States, Applicant has filed a civil action charging Opposer with infringement of its trademark rights. The pleadings in this Civil Action are attached hereto as Exhibit A.

Disposition of the civil action will determine who has superior rights to the mark and whether Applicant is entitled to register the same. Accordingly, it is respectfully submitted that all further proceedings in Opposition No. 91178626 be suspended pending disposition of *Civil Action No. 06 CV 04322*.

Respectfully submitted,

Dated: December 13, 2007

By:



Martin P. Michael

Rebecca Hughes Parker

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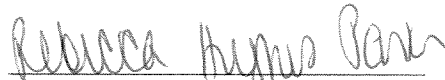
Fax: (212) 768-6800

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CERTIFICATE OF SERVICE

I, Rebecca Hughes Parker, attorney for Applicant, do hereby certify that on this 13th day of December, 2007, a true, complete and correct copy of the foregoing MOTION TO SUSPEND PENDING INTER PARTES PROCEEDING was served by depositing same with the United States Postal Service - First Class Mail, postage prepaid, addressed to the following counsel of record:

Natalie Hanlon-Leh, Esq.
Jennifer D. Collins, Esq.
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3200 Wells Fargo Center
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Denver, CO 80203-4532
Attorneys for Opposer



Rebecca Hughes Parker

10008244

EXHIBIT A

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
REAL NEWS PROJECT, INC.

Plaintiff,

Civil Action No.

- against -

COMPLAINT

INDEPENDENT WORLD TELEVISION, INC.,

Defendants.
-----X

Plaintiff Real News Project, Inc., by its attorneys Sonnenschein Nath & Rosenthal LLP, as and for its Complaint against defendant Independent World Television, Inc. (hereinafter "IWT" or "Defendant"), alleges as follows:

NATURE OF THE ACTION

1. Plaintiff is the owner of the distinctive names and marks THE REAL NEWS PROJECT, REAL NEWS and REALNEWS and the domain name REALNEWS.ORG (the "Plaintiff's Marks" or the "Real News Marks"). Plaintiff creates and offers independent investigative news stories. Plaintiff acquired the rights to the Plaintiff's Marks from its founder and principal, Mr. Russell Baker.

2. Upon information and belief, Defendant intends to offer independent investigative news stories and programming.

3. Plaintiff brings this action seeking, *inter alia*, the Court's determination, order and judgment that Defendant has: (i) violated Plaintiff's rights under the federal unfair competition law codified at § 43(a) of the *Lanham Act*, 15 U.S.C. § 1125(a); (ii) improperly registered, trafficked in and/or used the internet domain name "THEREALNEWS.COM" in violation of

Plaintiff's rights under the *Anticybersquatting Consumer Protection Act* ("ACPA"), Section 43(d) of the *Lanham Act*, 15 U.S.C. § 1125(d); (iii) infringed Plaintiff's trademark rights under the common law of New York; (iv) violated Plaintiff's rights under the unfair competition law of New York; and (v) used Plaintiff's Marks with the intent to deceive in violation of New York General Business Law §133.

4. Defendant's tortious acts have caused and continue to cause irreparable damage and injury to Plaintiff for which Plaintiff has no adequate remedy at law. Plaintiff seeks injunctive relief, transfer to Plaintiff or cancellation of the THEREALNEWS.COM domain name, compensatory damages, Defendant's profits, and other appropriate relief as set forth more fully below.

PARTIES

5. Plaintiff Real News Project, Inc. is a New York not-for-profit corporation, duly organized under the laws of the State of New York, with its principal place of business in New York, New York. Real News Project, Inc. is a "production shop" for ground-breaking, transformative, independent investigative journalism.

6. Upon information and belief, IWT is a New York corporation with an address at 143 West 4th Street, New York, New York. Upon information and belief, IWT intends to offer independent investigative news stories and programming.

JURISDICTION

7. IWT is subject to personal jurisdiction in New York.

8. Upon information and belief, Defendant regularly does and transacts business in New York, including in New York County, by, *inter alia*, advertising and promoting Defendant's services and soliciting and transacting business with potential donors and

subscribers residing within New York, including New York County, using the infringing name and mark THE REAL NEWS and through its interactive website with the infringing domain name, THEREALNEWS.COM.

9. Upon information and belief, IWT is registered with the NYS Department of State as a New York not-for-profit corporation.

10. Upon information and belief, IWT or its principal, Mr. Paul Jay, has reserved or caused to be reserved the name THE REAL NEWS, INC. with the NYS Department of State for a New York not-for-profit corporation.

11. Upon information and belief, Defendant commits tortious acts within New York, including New York County. Upon information and belief, Defendant infringes Plaintiff's Marks and competes unfairly with Plaintiff in New York, including New York County, by, *inter alia*, advertising and promoting its services and soliciting and transacting business with potential donors and subscribers within New York, including New York County, using the infringing name and mark THE REAL NEWS and through its interactive website with the infringing domain name, THEREALNEWS.COM.

12. Upon information and belief, Defendant commits tortious acts without New York that cause injury within New York, including New York County. Upon information and belief, although certain of Defendant's tortious conduct described in this Complaint may originate outside of New York, it causes damages and injury to Plaintiff in New York, including New York County.

13. By using the infringing name and mark THE REAL NEWS and its interactive website, with the infringing domain name THEREALNEWS.COM, to solicit funding and subscribers residing in New York, including New York County, Defendant expects or should

have reasonably expected its conduct to have consequences in New York, including in New York County.

14. Upon information and belief, Defendant derives revenue from interstate and international commerce.

15. The causes of action asserted in this Complaint arise from the acts of Defendant described in this Complaint.

16. This Court has subject matter jurisdiction pursuant to 15 U.S.C. §1121, 28 U.S.C. § 1331, 28 U.S.C. § 1338(a), 28 U.S.C. § 1338(b) and 28 U.S.C. § 1367. This Court may grant Plaintiff's requested relief pursuant to the *Lanham Act*, 15 U.S.C. § 1051 *et seq.*, and pursuant to the relevant common law and the general laws of the State of New York.

VENUE

17. Venue is proper in this district pursuant to 28 U.S.C. § 1391(b) because, *inter alia*, (i) Defendant resides in this district pursuant to 28 U.S.C. § 1391(c), and (ii) a substantial part of the events giving rise to Plaintiff's claims occurred in this judicial district.

FACTUAL BACKGROUND

Plaintiff's Rights

18. Plaintiff is a "production shop" for ground-breaking, transformative, independent investigative journalism, with the goal of providing the American public with timely, well-sourced, deeply-explored, bottom-line accounts of the truth behind current events. Its stories are available at its website under its domain name REALNEWS.ORG.

19. Plaintiff, together with its founder and principal, has used the Real News Marks in interstate commerce continuously since June 2005. Through Plaintiff's continuous use of the name "REAL NEWS," it has acquired common law rights to that name and mark.

20. Plaintiff has filed with the U.S. Patent and Trademark Office the following applications to register certain of Plaintiff's Marks:

<u>MARK</u>	<u>FILING DATE</u>	<u>SERIAL NO.</u>	<u>SPECIFIED SERVICES</u>
RealNews	Feb. 17, 2006	78-817, 982	News Reporting Services
Real News	Feb. 17, 2006	78-817, 994	News Reporting Services
The Real News Project	Feb. 17, 2006	78-818, 009	News Reporting Services

21. Plaintiff has operated and maintained an active website on the Internet under its domain name REALNEWS.ORG since January 2006. Plaintiff uses this website to distribute its investigative news stories to a significant online audience. Sample pages from Plaintiff's website are attached hereto as Exhibit A.

22. Plaintiff's website has been viewed by approximately 35,000 distinct visitors.

23. Hundreds of websites have posted Plaintiff's first news story or have incorporated a link to Plaintiff's website. At least five LexisNexis sources have carried or referenced Plaintiff's first story along with a reference to Plaintiff as a "not-for-profit organization assembling a team of experienced and conscientious journalists to produce original investigative news reports on the realities being the biggest controversies of our time." Copies of the LexisNexis stories are attached hereto as Exhibit B.

24. Plaintiff's efforts have resulted in valuable goodwill and reputation becoming associated with Plaintiff's Real News Marks.

25. Prominent and prestigious news sources, such as *The Los Angeles Times* and *TomPaine.com*, have recognized Plaintiff and its work. See, for example, the articles attached hereto as Exhibit C.

Defendant's Willful Infringing Actions and Unfair Competition.

26. In early February 2006, Defendant's principal, Paul Jay, already fully aware of Plaintiff's use of the Real News Marks, as well as Plaintiff's Internet website with the domain address, REALNEWS.ORG, contacted Russell Baker, Plaintiff's founder and principal, and informed Mr. Baker that although he was aware of Plaintiff's use of the Real News Marks and Plaintiff's website, Defendant nevertheless intended to use the name THE REAL NEWS for Defendant's own intended venture.

27. The fundamental purpose of both Plaintiff's and Defendant's "REAL NEWS" ventures is virtually identical, namely, to provide investigative journalism free from corporate and governmental funding that typically exert pressure to shape the news to serve their various political and economic agendas. Additionally, both Plaintiff and Defendant solicit funding for their respective ventures from many of the same foundations and charitable sources.

28. Therefore, in telephone conversations and in subsequent correspondence, Mr. Baker communicated his concerns to Mr. Jay regarding Defendant's intended use of REAL NEWS and informed Mr. Jay that he objected to Defendant's use of REAL NEWS and that disastrous confusion was virtually certain to result from Defendant's use of any name or mark featuring REAL NEWS.

29. Indeed, Mr. Jay, has specifically admitted that there would surely be confusion between Plaintiff's venture and Defendant's venture if Defendant were to use the name and mark THE REAL NEWS or any other name or mark featuring REAL NEWS.

30. Additionally, colleagues of Mr. Jay and Mr. Baker in the news industry have since acknowledged that there would be confusion with Plaintiff if Defendant were to use a name or mark featuring REAL NEWS such as THE REAL NEWS.

31. Upon information and belief, on March 3, 2006, after Defendant was fully aware of Plaintiff's use of the Real News Marks and Plaintiff's U.S. trademark applications therefor and after Plaintiff had communicated to Defendant its objections to Defendant's use of any name or mark featuring REAL NEWS, IWT filed with the U.S. Patent and Trademark Office a trademark application for the mark THE REAL NEWS based upon an alleged good faith intent to use the mark in the future in connection with a "web and television news and current affairs network."

32. Upon information and belief, on March 17, 2006, after Defendant was fully aware of Plaintiff's use of the Real News Marks and Plaintiff's U.S. trademark applications therefor and after Plaintiff had communicated to Defendant its objections to Defendant's use of any name or mark featuring REAL NEWS, IWT or its principal, Mr. Paul Jay, reserved or caused to be reserved the name THE REAL NEWS, INC with the NYS Department of State.

33. Upon information and belief, as of March 30, 2006, IWT or Mr. Jay caused the domain name THEREALNEWS.COM to be transferred from an unknown previous owner to IWT or Mr. Jay, acting for IWT.

34. Upon information and belief, on or about March 31, 2006, after IWT was fully aware of Plaintiff's use of the Real News Marks and after Plaintiff had communicated to Defendant its objections to Defendant's use of a name or mark featuring REAL NEWS and its willingness to take legal action to protect its name if necessary, Defendant publicly announced that it was changing its name to THE REAL NEWS. At that time, Defendant dramatically intensified its publicity efforts with a mass email identifying itself as THE REAL NEWS and by posting a prominent message on its website www.iwtnews.com noting that THE REAL NEWS is coming soon, that it will be the new name of IWT and that it will be located at

www.therealnews.com. Copies of said mass email and said message are attached hereto as Exhibits D and E, respectively.

35. Upon entering the Internet domain address THEREALNEWS.COM, the user is automatically redirected to IWT's website, which prominently features THE REAL NEWS name and mark. A copy of the front page of, and other sample pages from, said website are attached hereto as Exhibit F.

36. On April 17, 2006, counsel for Plaintiff sent a letter to Mr. Jay requesting that he "cease and desist from the use of names involving the phrase 'Real News'." The cease and desist letter also referenced Mr. Jay's admission that people would be confused if both enterprises used a "REAL NEWS" name.

37. On May 1, 2006, Plaintiff's counsel again wrote to Defendant demanding that it cease use of REAL NEWS as or as part of its mark or name.

38. Nevertheless, Defendant's infringement continues unabated. Defendant is still operating its website under the domain name THEREALNEWS.COM, and is still using the name THE REAL NEWS.

39. Upon information and belief, Defendant's adoption and use of the names and marks THE REAL NEWS and the domain name THEREALNEWS.COM, which are obviously confusingly similar, and indeed virtually identical to Plaintiff's Real News Marks, were commenced with the bad faith intent to trade upon the goodwill and reputation of Plaintiff and its Real News Marks and to falsely and deceptively suggest a connection to or affiliation with the Plaintiff.

Plaintiff Is Being Irreparably Harmed

40. The public is likely to believe mistakenly and to be confused into thinking that Defendant and its services offered in connection with the name and mark THE REAL NEWS and distributed via a website, which can be accessed under the domain name THEREALNEWS.COM, originate with, are affiliated with or are approved by Plaintiff because, *inter alia*, THE REAL NEWS and THEREALNEWS.COM are virtually identical to Plaintiff's Marks, both Plaintiff and Defendant offer or intend to offer similar services to overlapping audiences and they both seek funding from the same sources and subscribers.

41. Such confusion and mistake cause irreparable harm to Plaintiff. For example, any dissatisfaction with Defendant or its services will mistakenly be attributed to Plaintiff, and any adverse publicity associated with Defendant will likely reflect negatively upon Plaintiff. Moreover, as a result of this confusion and mistake, funders and subscribers are diverted from Plaintiff to Defendant.

42. Indeed, actual confusion already has resulted from Defendant's use of the Real News Marks. Specifically, when Plaintiff recently inquired regarding the possibility of funding from the John D. and Catherine T. MacArthur Foundation, the foundation confused Plaintiff with Defendant and informed Plaintiff that "realnews" request already had been denied and that the foundation had been in touch with Mr. Jay to explain. Thus, Defendant has already negatively impacted Plaintiff's ability to obtain the necessary funding for its venture.

43. Plaintiff will continue to be irreparably harmed as long as Defendant is allowed to continue its use of a name, mark or domain name featuring REAL NEWS.

Count I - False Designation of Origin
(Violation of § 43(a) of the *Lanham Act*, 15 U.S.C. 1125(a))

44. Plaintiff re-alleges paragraphs 1 - 43 as though set forth in full hereat.

45. Defendant's use of the name and mark THE REAL NEWS and the domain name THEREALNEWS.COM as set forth above constitutes false designation of origin in that such use is likely to cause confusion, mistake and/or deception as to the affiliation, connection, or association of Defendant and/or its services with Plaintiff and/or its services. As a result of Defendant's use of THE REAL NEWS and THEREALNEWS.COM, the public is likely to believe falsely that Defendant and its services and commercial activities originate with or are sponsored, approved or licensed by, or are in some other way associated or connected with Plaintiff or its activities conducted under its Real News Marks.

46. Defendant's acts complained of herein constitute a violation of Section 43(a)(1) of the Lanham Act, 15 U.S.C. §1125(a).

47. Defendant's acts complained of herein, which upon information and belief have been done willfully and with the intention to cause confusion, mistake and deception, have caused and will continue to cause irreparable injury and damage to Plaintiff, and unless enjoined will continue to cause irreparable injury and damage to Plaintiff for which Plaintiff has no adequate remedy at law.

48. For this violation of Section 43(a)(1) of the Lanham Act, Plaintiff is entitled to injunctive, monetary and other relief pursuant to Sections 34, 35 and 36 of the *Lanham Act*, 15 U.S.C. §§ 1116, 1117, and 1118.

Count II - Cybersquatting
(Violation of § 43(d) of the *Lanham Act*, 15 U.S.C. § 1125(d))

49. Plaintiff re-alleges paragraphs 1 - 48 as though set forth in full hereat.

50. Upon information and belief, Defendant has a bad faith intent to profit from its use of Plaintiff's Marks, and has registered, trafficked in, and/or used the THEREALNEWS.COM domain name, which is confusingly similar to Plaintiff's Marks.

51. The previously registered domain name THEREALNEWS.COM was transferred to Defendant effective March 30, 2006 from an unknown prior owner. The Plaintiff's Marks are distinctive and were distinctive at that time.

52. Upon information and belief, no use was being made of THEREALNEWS.COM domain name prior to Defendant's acquisition of the domain name. Upon information and belief, it was merely a reserved, inactive domain name.

53. Defendant has no valid trademark or other intellectual property or other rights to the name or mark THE REAL NEWS or any other name or mark featuring REAL NEWS.

54. Upon information and belief, Defendant made no use of the name or mark THE REAL NEWS or the domain name THEREALNEWS.COM in connection with a bona fide offering of any goods or services prior to its acquisition of the domain name THEREALNEWS.COM.

55. Upon information and belief, Defendant's use of the domain name THEREALNEWS.COM was and is not bona fide, as it was and is done with the intent to benefit from confusion with Plaintiff and Plaintiff's Marks.

56. Upon information and belief, Defendant is acting with the intent to divert to Defendant's website, bearing the domain name THEREALNEWS.COM, potential contributors, sources of funding, subscribers and readers from Plaintiff and its website, bearing the domain name REALNEWS.ORG, in a manner that has harmed and is likely to continue to harm the goodwill represented by Plaintiff's Marks for commercial gain and/or with the intent to tarnish or disparage Plaintiff's Marks by creating a likelihood of confusion as to the source, sponsorship, affiliation or endorsement of Defendant's website.

57. Defendant's acts set forth above constitute cybersquatting in violation of Section 43(d) of the *Lanham Act*, 15 U.S.C. § 1125(d).

58. Defendant's acts of cybersquatting complained of herein, which upon information and belief have been done willfully and with the intention to cause confusion, deception and mistake, have caused and will continue to cause irreparable injury and damage to Plaintiff, and unless enjoined will continue to cause irreparable injury and damage to Plaintiff for which Plaintiff has no adequate remedy at law.

59. For this violation of Section 43(a) of the Lanham Act, Plaintiff is entitled to injunctive, monetary and other relief pursuant to Sections 34, 35 and 43(d) of the *Lanham Act*, 15 U.S.C. §§ 1116, 1117 and 1125(d).

Count III - Common Law Trademark Infringement
(Violation of New York Trademark Infringement Law)

60. Plaintiff re-alleges paragraphs 1 - 59 as though set forth in full hereat.

61. Defendant's use of the name and mark THE REAL NEWS and the domain name THEREALNEWS.COM complained of above in the State of New York, including through its website accessible at the domain name THEREALNEWS.COM capitalizes upon and is intended to capitalize upon the goodwill and reputation of Plaintiff's Marks.

62. As a result of Defendant's use of the name and mark THE REAL NEWS and the domain name THEREALNEWS.COM, complained of above in the State of New York, actual consumer and trade confusion is likely between Plaintiff and Defendant and their respective services.

63. Thus, Defendant's use of the name and mark THE REAL NEWS and the domain name THEREALNEWS.COM complained of above in the State of New York constitute trademark infringement under the common law of the State of New York.

64. Defendant's acts of trademark infringement complained of herein, which upon information and belief have been done willfully and with the intention to cause confusion, mistake and deception, have caused and will continue to cause irreparable injury and damage to Plaintiff, and unless enjoined will continue to cause irreparable injury and damage to Plaintiff for which Plaintiff has no adequate remedy at law.

65. For this trademark infringement, Plaintiff is entitled to injunctive, monetary and other relief pursuant to the common law of New York.

Count IV - Common Law Unfair Competition
(Violation of New York Unfair Competition Law)

66. Plaintiff re-alleges paragraphs 1 - 65 as though set forth in full hereat.

67. Defendant's use of the name and mark THE REAL NEWS and the domain name THEREALNEWS.COM complained of above capitalizes upon and is intended to capitalize upon the goodwill and reputation of Plaintiff and Plaintiff's Marks.

68. Defendant's use of the name and mark THE REAL NEWS and the domain name THEREALNEWS.COM complained of above usurps, dilutes and otherwise prejudices and tarnishes Plaintiff's reputation by exploiting, without authorization, the goodwill associated with Plaintiff's Marks, thus constituting unfair competition under the common law of the State of New York.

69. Defendant's acts of unfair competition complained of herein, which upon information and belief have been done willfully, have caused and will continue to cause irreparable injury and damage to Plaintiff, and unless enjoined will continue to cause irreparable injury and damage to Plaintiff for which Plaintiff has no adequate remedy at law.

70. For this unfair competition, Plaintiff is entitled to injunctive, monetary and other relief pursuant to the common law of New York.

Count V - Use of Name With Intent to Deceive
(Violation of Section 133 of the General Laws of New York)

71. Plaintiff re-alleges paragraphs 1 - 70 as though set forth in full hereat.

72. As described above, Defendant is using, for purposes of advertising and trade, the names and designations THE REAL NEWS and THEREALNEWS.COM, which will deceive and mislead the public as to Defendant's identity and as to Defendant's connection with Plaintiff.

73. Upon information and belief, Defendant is using, for purposes of advertising and trade, the names and designations THE REAL NEWS and THEREALNEWS.COM with the intent to deceive and mislead the public as to Defendant's identity and as to Defendant's connection with Plaintiff.

74. Defendant's use, for purposes of advertising and trade, of the names and designations THE REAL NEWS and THEREALNEWS.COM is a violation of Section 133 of the New York General Business Law and such use has caused and will continue to cause irreparable injury and damage to Plaintiff, and unless enjoined will continue to cause irreparable injury and damage to Plaintiff for which Plaintiff has no adequate remedy at law.

75. The use and continued use by Defendant of any name or mark featuring REAL NEWS is deceptive and misleading and is illegal as a matter of law and is without the authority or consent of Plaintiff.

76. Plaintiff is entitled to injunctive relief prohibiting further violation of Section 133 of the General Business Law of New York.

WHEREFORE, Plaintiff prays the Court for its judgment and order:

(1) Enjoining Defendant and its officers, agents, servants, employees, and attorneys, and all others acting in active concert or participation therewith, who receive actual notice of the order, from using as or as part of any trademark, service mark, trade name, company name,

corporate name, domain name or other indicia of origin THE REAL NEWS, THEREALNEWS.COM, REAL NEWS or any other trademark, service mark, trade name, company name, corporate name, domain name or other indicia of origin that includes the terms REAL NEWS or REALNEWS;

(2) Holding that Defendant has violated the Anticybersquatting Consumer Protection Act, 15 U.S.C. § 1125(d), by registering, trafficking in, and/or using THEREALNEWS.COM domain name;

(3) Enjoining Defendant from using the domain name THEREALNEWS.COM in any manner, and ordering Defendant to take all necessary steps to transfer the domain name THEREALNEWS.COM to Plaintiff or, alternatively, to have the domain name cancelled;

(4) Directing Defendant to provide an accounting of all revenues and profits derived from its activity under the name, mark or domain name THE REAL NEWS, THEREALNEWS.COM, REAL NEWS or any other name, mark or domain name that includes the words REAL NEWS;

(5) Awarding Plaintiff: (i) Defendant's profits arising from Defendant's aforementioned infringing or otherwise improper activities; (ii) the damages sustained by Plaintiff as a result of these infringing, unfair, deceptive or other activities in violation of federal or state law, which damages should be trebled by reason of Defendant's willfulness; and (iii) the costs in association with this action, as this Court may determine to be fair and appropriate pursuant to Section 35(a) of the *Lanham Act*, 15 U.S.C. § 1117(a);

(6) Declaring that Defendant's willful acts of infringement, unfair competition and deception, make this an exceptional case within the meaning of Section 35(a) of the *Lanham Act*, 15 U.S.C. § 1117(a) and awarding to Plaintiff its reasonable attorneys' fees; and

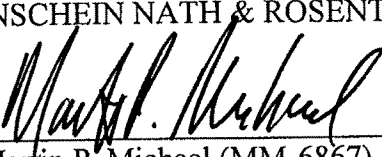
(7) Awarding to Plaintiff such other and further relief as the Court deems just and proper.

Dated: New York, New York
June 7, 2006

Respectfully submitted,

SONNENSCHN NATH & ROSENTHAL LLP

By:



Martin P. Michael (MM-6867)
Jill L. Abitbol (JA-9112)

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New York, New York 10020
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Attorneys for Plaintiff

Exhibit A



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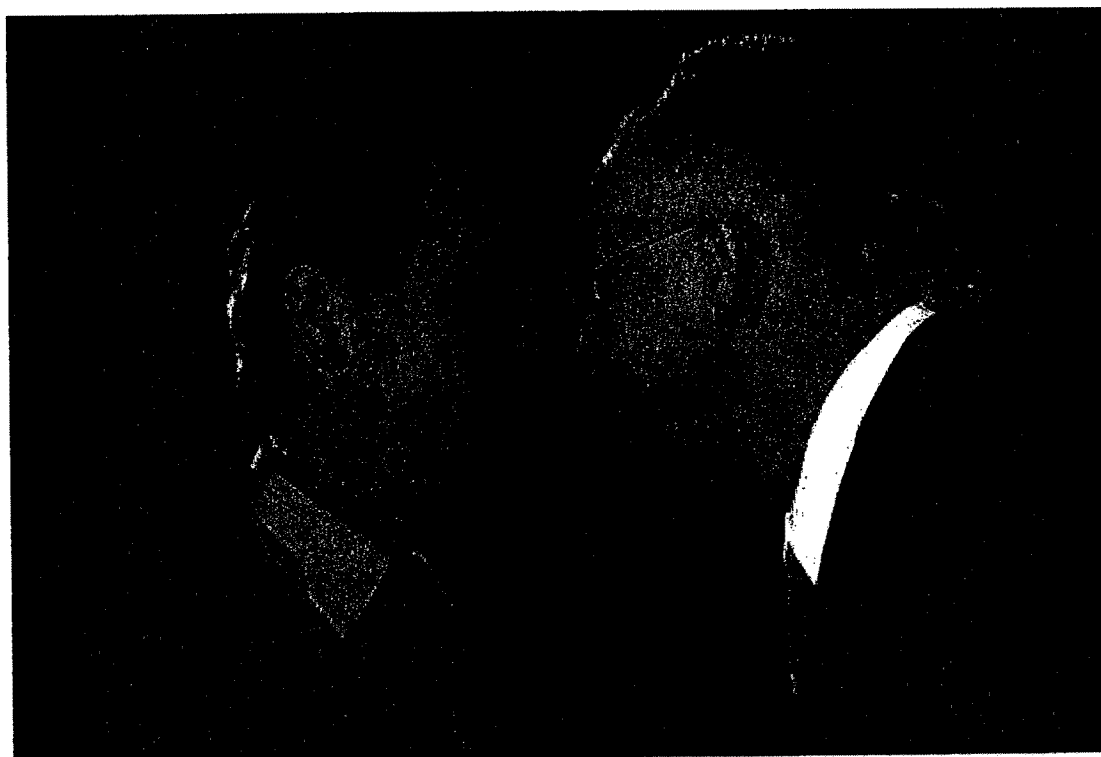
RealNews

A Real News Exclusive

Unholy Trinity: Katrina, Allbaugh and Brown

February 6, 2006

([Click here to read the full article](#))



Luke Frazza / Getty Images

Executive Summary Follows

When George W. Bush came to Washington, he appointed his close aide and campaign manager Joe Allbaugh to run FEMA. Allbaugh brought in as his first hire a little-known fellow Oklahoman named Michael Brown. He promoted Brown quickly to be his top assistant, then left the agency, making Brown

Michael Brown. He promoted Brown quickly to be his top assistant, then left the agency, making Brown the director.

When Hurricane Katrina hit the Gulf States, Brown's inexperience and lack of qualifications quickly became apparent to the world. Reporters discovered that Brown had substantially exaggerated his extremely modest accomplishments. Bush initially expressed his support for the embattled Brown, famously declaring, "Brownie, you're doing a heck of a job." But with criticism reaching fever pitch, the president – famed for almost never jettisoning subordinates – took the atypical step of forcing Brown out.

Little more was heard about Brown, or how such an inappropriate choice could have ended up running an agency responsible for protecting the American public from natural and manmade disaster, including the aftermath of terrorist attacks.

But a RealNews investigation, encompassing scores of interviews and hundreds of documents, has unearthed a stunning back story that shines a bright light on the mysterious Bush-Allbaugh-Brown relationship.

When Allbaugh brought Brown to Washington, he presented him as a lifelong associate of high character and substantial credentials. "I hired him solely on his ability as a strong ethics attorney," Allbaugh said in an official FEMA press release at the time. "He is very experienced, knowledgeable, and professional and will be a great asset to the agency and to myself."

The truth, RealNews has learned, is that the relationship between the two rests on a decades-long hidden partnership designed to advance both men's business and personal interests. By all appearances, that relationship drove Allbaugh's decision to ask Bush to let him run FEMA, and his decision to turn the place over to Brown so he could profit from their ties.

The full 9000-word article is **readable here**. Among the key revelations:

- Once in Washington, Allbaugh and Brown characterized themselves as long-time friends, and were content to leave the impression that they knew each other from college and Republican circles. But lifelong associates of both men say that is untrue. Indeed, the association between the two appears to have been a largely covert one, based less on selfless brotherhood than on mutual self-interest, as represented by a series of murky business ventures.
- Both Brown and Allbaugh were accused in the past of fiduciary malfeasance. Before coming to Washington, both were known to associates and creditors not as rising stars but as ethically-challenged, and frequently failed, entrepreneurs.
- In one business venture, Allbaugh worked for Brown, as a lobbyist. In another, Allbaugh partnered with Brown's brother-in-law and sister-in-law. That business involved mysterious, large amounts of cash that upset Allbaugh's then-wife, and contributed to their divorce. One Allbaugh business partner would later be convicted of mail and wire fraud and serve time in a federal prison.
- Allbaugh persuaded an elderly widow who was a frequent GOP donor to personally loan him money: he

-Allbaugh and his second wife declared bankruptcy, unloading nearly \$300,000 in debt, but failed to report this – as he was required to do – to the Senate on disclosure forms during his confirmation process. Legal experts say this may constitute a felony.

-Brown, who was brought into FEMA initially by Allbaugh to run the legal operation, has a history as a failed low-level lawyer, replete with discontented clients, unhappy employers and damaging lawsuits.

-Although it has been reported that Brown exaggerated some of his accomplishments, he actually exaggerated many more, creating a misleading impression about his qualifications and his credibility as he was confirmed to his high federal position.

-Brown and Allbaugh had apparently agreed on Brown's role in the Bush administration well in advance. For six months prior to Bush's election in 2000, Brown was telling incredulous associates that he expected to land a high position in Washington.

-At FEMA, Allbaugh launched a purge, forcing out many of the most experienced officials. Allbaugh and Brown also abandoned a recent agency tradition of hiring experienced professionals and filled high FEMA positions with political operatives lacking familiarity with emergency disaster management.

-Under Brown, during the 2004 presidential election, FEMA handed out tens of millions of dollars in disaster aid in parts of the politically crucial Florida that had experienced little damage.

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vice presidency, buying his house, serving on Cheney's secretive energy task force, and then becoming a consultant to Cheney's former company, Halliburton.

-Under Allbaugh and Brown, FEMA changed the way in which the agency handled contracts, awarding them to numerous firms with political connections but little in the way of corporate infrastructure to handle the work. Some of these recipients were merely Enron-style shell corporations that subcontracted all the work to others, keeping a sizable share of the profits.

-When Allbaugh left FEMA, he immediately began setting up a network of lobbying interests to benefit from his connections. His clients were selected by FEMA under Brown, and by other agencies, for major contracts.

-FEMA shifted abruptly in 2003 from dealing directly on a non-exclusive basis with large bottled water suppliers, to issuing a sole-source contract to a tiny, politically connected firm that had to turn to other companies to supply water. This arrangement is blamed for substantial problems with deliveries of water following Hurricane Katrina.

(Click here to read the full article)

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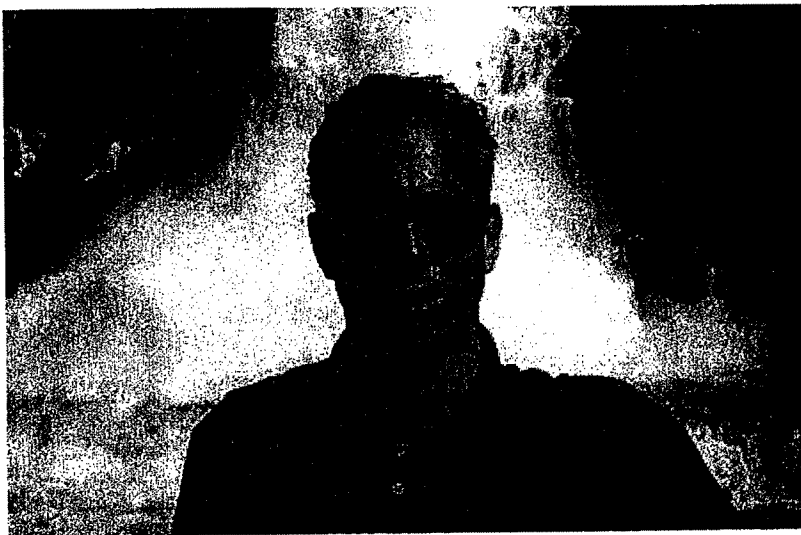
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About The Real News Project

The Real News Project is a "production shop" for ground-breaking, transformative, independent investigative journalism. We expect to staff up with a team of some of America's smartest, most determined news sleuths, with the goal of providing the American public with timely, well-sourced, deeply-explored, bottom-line accounts of the truth behind current events. Eventually, The Real News Project will be a definitive source of stories you can't find elsewhere.

The venture will be entirely dependent on public and foundation support, so as to be free of control by the large corporations that dominate the news-gathering process today. Stories will be disseminated through all available outlets and news distribution modes, including print, Internet, television, and radio.

Editor-in-Chief: Russ Baker



Russ is a longtime, award-winning investigative journalist and essayist. His work has appeared in many of the world's finest news outlets. For more information on Russ, see www.russbaker.com

Editorial Board

Mark Dowie (San Francisco) teaches science at The University of California Graduate School of Journalism. He is the former Editor-at-Large of InterNation, a transnational feature syndicate based in New York, and a former Publisher and Editor of Mother Jones magazine. During his 35 years in journalism, Dowie has written over 200 investigative reports for magazines, newspapers and other publications. Before and after working for Mother Jones, he also either worked or wrote regularly for the Cleveland Press, the San Francisco Examiner, California Magazine and American Health. He is the author of five books and the recipient of 18 journalism awards, including four National Magazine Awards.

Robert Dreyfuss (Washington, DC) is the author of Devil's Game: How the United States Helped Unleash Fundamentalist Islam, an investigative history of U.S. policy toward political Islam. For fifteen years, he has worked as an independent journalist who specializes in magazine features, profiles, and investigative stories in the areas of politics and national security. Based in Alexandria, Va., he covers national security for Rolling Stone's National Affairs section. He is also a contributing editor at The Nation, a contributing writer at Mother Jones, and a senior correspondent for The American Prospect. His web site is www.robertdreyfuss.com.

Daniel Ellsberg (Berkeley and Washington, DC) is a pioneering whistleblower. A former Defense and State Department official, his unauthorized release to the Senate and later the media of a Top Secret study of U.S. decision-making in Vietnam exposed massive deceptions by the government and contributed to the end of the war. Misconduct in a government prosecution of Ellsberg led to the convictions of White House aides and figured in the impeachment proceedings against President Nixon. Since the end of the war he has been a lecturer, writer and activist. He is the author of Secrets: A Memoir of Vietnam and the Pentagon Papers.

Margaret Engel (Washington, DC) is the managing editor of the Newseum, the interactive museum of news in Washington, D.C. She also is the president of the Alicia Patterson Foundation, the nation's oldest journalism writing fellowship. She is a graduate of the University of Missouri's School of Journalism and was a Nieman fellow at Harvard University. She is a board member of the Fund for Investigative Journalism and a longtime member of Investigative Reporters and Editors. She has been part of the reporting staffs of the Washington Post, Des Moines Register and Lorain (OH) Journal.

Todd Gitlin (New York) is a professor of Journalism and Sociology at the Columbia University Graduate School of Journalism. A contributor to Mother Jones, The Nation and other publications, he is one of America's leading cultural critics. Among his many books are The Whole World is Watching; Inside Prime Time; and Media Unlimited.

Mark Hertsgaard (Washington, DC) is a journalist, broadcaster and author whose books have been translated into fifteen languages. He is the author most recently of The Eagle's Shadow: Why America Fascinates and Infuriates the World (2002). Previous books include Earth Odyssey: Around the World In Search of Our Environmental Future (1999) and On Bended Knee: The Press and the Reagan

Presidency (1988). He has contributed to leading publications the world over, including The New Yorker, Vanity Fair, Time, The Atlantic, The New York Times, The Washington Post, Salon, The Guardian, Le Nouvel Observateur, Der Spiegel, La Repubblica, and Yomiuri Shimbun. He is the environment correspondent for The Nation, the political correspondent for Link TV, and a commentator for the national radio program "Marketplace." He has taught at Johns Hopkins University and the University of California at Berkeley School of Journalism. He lives in San Francisco.

Robert W. McChesney (Illinois) is Research Professor in the Institute of Communications Research (ICR) at the University of Illinois at Urbana-Champaign. He is the President and co-founder of Free Press, a national media reform organization. His work concentrates on the history and political economy of communication, and on threats from media monopolies. McChesney has written or edited eleven books, including the multiple award-winning Rich Media, Poor Democracy: Communication Politics in Dubious Times. In 2001 Adbusters Magazine named him one of the "Nine Pioneers of Mental Environmentalism."

Morton Mintz (Washington, DC), a former chair of the Fund for Investigative Journalism, worked as a reporter for the St. Louis Globe-Democrat, and then spent 30 years at the Washington Post. He is Senior Advisor to the journalism Web site Niemanwatchdog.com, served as a Nieman Fellow at Harvard University, and is the author and co-author of numerous books. He has received the Worth Bingham, Heywood Broun, Raymond Clapper, and George Polk Memorial Awards; the Columbia [University] Journalism Award, the Playboy Foundation's Hugh M. Hefner First Amendment Award for Lifetime Achievement, the old (More) Magazine's A.J. Liebling Award, and, twice, the Washington-Baltimore Newspaper Guild award for Public Service.

Frances Moore Lappe (Boston) is author of Diet for a Small Planet and 14 other books including the forthcoming, Democracy's Edge. Co-founder of The Institute for Food and Development Policy (also known as Food First), and The American News Service (1995-2000).

Jonathan Z. Larsen (New York) worked at Time magazine as an editor and correspondent (including Saigon bureau chief), and was editor of New Times and The Village Voice. He is a board member of the Natural Resources Defense Council and the chairman of the board of Cambridge College.

Stephen P. Pizzo (San Francisco) authored scores of notable investigative articles, and Inside Job: The Looting of America's Savings and Loans, a New York Times Best Seller. Pizzo's work has won (among others); the Lincoln Steffens, George Polk, Gerald Loeb, Project Censored and Investigative Reporters & Editors awards. He was involved in numerous Internet publications, and was Founding Sr. Editor, National Affairs, Web Review Magazine.

Jonathan Rowe (San Francisco) is director of the Tomales Bay Institute, which seeks to revive the concept of the "commons" in American life and debate. He is a contributing editor of the Washington Monthly and YES! magazines and a columnist for the Christian Science Monitor. Rowe served as a senior staffer for Ralph Nader, as well as for U.S. House and Senate members.

Cody Shearer (Washington, DC) is founder of the Institute for International Mediation and Conflict Resolution (IIMCR), a Washington, DC based, non-profit, whose mission is to promote the use of peaceful conflict resolution techniques among a generation of future leaders. He served as a

Washington-based journalist for 30 years, working as a network television producer and nationally-syndicated newspaper columnist.

Steve Weinberg (Columbia, MO) is a professor at the University of Missouri Journalism School, a former newspaper and magazine staff writer, and a full-time freelance writer since 1978. In addition to his reporting, writing and teaching, Weinberg served as executive director of Investigative Reporters & Editors (IRE), a 5000-member organization, from 1983-1990. He currently serves as an editor of the IRE magazine. Weinberg is the author of six nonfiction books, several of them seminal works on investigative journalism.



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Other Stories

Harmful Error: An Investigation of America's Local Prosecutors

Reported and written by Steve Weinberg, Brooke Williams and Neil Gordon

Center for Public Integrity, Washington, D.C., 2003

<http://www.publicintegrity.org/pmi/>

ON THE ROLLER COASTER: Reviewing 40 Years of Journalism

By Jonathan Z. Larsen

Columbia Journalism Review

<http://archives.cjr.org/year/01/6/larsen.asp>

Exhibit B

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February 6, 2006 Monday 6:58 AM EST

SECTION: NATIONAL DESK

LENGTH: 437 words

HEADLINE: FEMA Leaders' Secret History Explains Katrina Events SaysNew Investigative Report

DATELINE: NEW YORK, Feb. 6

BODY:

A previously undisclosed longtime business relationship between the two former FEMA directors appointed by President Bush (replete with unpaid debts, personal bankruptcies and questionable business ethics) lies at the root of the disastrously failed government response to Hurricane Katrina, according to a new investigative report.

The report, published by the Real News Project, lays out the checkered pasts of Bush's first FEMA director, Joe Allbaugh, a longtime confidante of the president, and Michael Brown, the neophyte unaccountably selected by Allbaugh to replace him when Allbaugh left government to launch a career as a consultant and lobbyist.

The report explains for the first time why Allbaugh chose Brown, a man with virtually no experience in government or management of any type, and no familiarity with disaster response, to follow him to Washington, and then arranged for Brown to replace him in the top slot. Allbaugh then began signing up clients who wanted -- and got -- FEMA's lucrative contracts.

Both Brown and Allbaugh were accused in the past of fiduciary malfeasance. Before coming to Washington, both were known to associates and creditors not as rising stars but as ethically-challenged, and frequently failed, entrepreneurs.

AMONG THE FINDINGS:

-- Brown was fired from his longest-held position, his principal job preceding his hiring at FEMA, for obtaining a personal loan from a prominent horse owner under false pretenses. When an official of the horse association confronted him, Brown tried to make a deal with the man to make the matter go away.

-- Allbaugh accepted and defaulted on several questionable loans. These included one from an elderly widow, and another loan guaranteed by a large contractor doing business with the state of Oklahoma while he was a top aide to the governor; he never repaid the loan.

-- When Allbaugh left FEMA, he immediately began setting up a network of lobbying interests to benefit from his connections. His clients were selected by FEMA under Brown, and by other agencies, for major contracts.

The full report appears on <http://www.realnews.org>

The Real News Project is a new, not-for-profit news organization assembling a team of experienced and conscientious journalists to produce original investigative reports on the realities behind the biggest controversies of our time. The editor-in-chief, Russ Baker (author of the above story), is a longtime, award-winning investigative journalist. The organization's board includes many respected names from the industry.

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February 6, 2006 Monday 3:01 PM GMT

LENGTH: 450 words

HEADLINE: Real News Reports: FEMA Leaders' Secret History Explains Katrina Events

DATELINE: NEW YORK Feb. 6

BODY:

NEW YORK, Feb. 6 /PRNewswire/ -- A previously undisclosed longtime business relationship between the two former FEMA directors appointed by President Bush (replete with unpaid debts, personal bankruptcies and questionable business ethics) lies at the root of the disastrously failed government response to Hurricane Katrina, according to a new investigative report.

The report, published by the Real News Project, lays out the checkered pasts of Bush's first FEMA director, Joe Allbaugh, a longtime confidante of the president, and Michael Brown, the neophyte unaccountably selected by Allbaugh to replace him when Allbaugh left government to launch a career as a consultant and lobbyist.

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- * Brown was fired from his longest-held position, his principal job preceding his hiring at FEMA, for obtaining a personal loan from a prominent horse owner under false pretenses. When an official of the horse association confronted him, Brown tried to make a deal with the man to make the matter go away.
- * Allbaugh accepted and defaulted on several questionable loans. These included one from an elderly widow, and another loan guaranteed by a contractor doing business with the state of Oklahoma while he was a top aide to the governor; he never repaid the loan.
- * When Allbaugh left FEMA, he immediately began setting up a network of lobbying interests to benefit from his connections. His clients were selected by FEMA under Brown, and by other agencies, for major contracts.

The full report appears on
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The Real News Project is a new, not-for-profit news organization assembling a team of experienced and conscientious journalists to produce original investigative reports on the realities behind the biggest controversies of our time.

Real News Reports: FEMA Leaders' Secret History Explains Katrina Ev

The editor-in-chief, Russ Baker (author of the above story), is a longtime, award-winning investigative journalist. The organization's board includes many respected names from the industry.

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LOAD-DATE: February 7, 2006

5 of 7 DOCUMENTS

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The Sunday Herald

February 12, 2006

SECTION: NEWS; Pg. 25

LENGTH: 343 words

HEADLINE: FOUR CORNERS;
SCOTLAND'S MOST IN-DEPTH FOREIGN NEWS COVERAGE

BYLINE: BY DAVID PRATT FOREIGN EDITOR

BODY:

NIGERIA

It was only a matter of time before bird flu arrived in Africa. Even before the deadly H5N1 strain of the virus reached three new European countries yesterday, it took four weeks before it was finally identified in the West African state of Nigeria last week. Hardly surprising, given that the region has next to nothing in the way of monitoring systems or mechanisms to cope with any outbreak. Already, world health bodies are urging neighbouring Benin, Cameroon, Chad, Ghana and Niger to tighten border inspections. Potentially, it's a doomsday scenario for a continent already struggling with the threat of HIV/Aids, tuberculosis and malaria. Fred Bridgland reports.

THAILAND

Bangkok was the scene of more mass protests yesterday against Prime Minister Thaksin Shinawatra. Thaksin . . . often compared to Italy's Silvio Berlusconi . . . won a second landslide election victory a year ago, but has seen his popularity wane swiftly among the middle classes since his family's tax-free sale last month of Shin Corp, the telecoms empire he founded. Controversial to say the least, Thaksin among other things cracked down heavily . . . though some suspect not always legally . . . on Thailand's rampaging drug barons. Nick Meo examines the latest challenge to his authority.

UNITED STATES

Five months after Hurricane Katrina, many people in New Orleans and elsewhere in the US are angry with the lethargy of the Bush administration in providing the substantial federal aid needed to resurrect the city. Now a new investigative report, published last week by the Real News Project, casts fresh light on the background story leading up to the disaster. Russ Baker follows the trail of unpaid debts, personal bankruptcies and questionable business ethics of those in charge.

FRANCE

Doubtful authenticity of a very different kind lies at the core of Hugh Schofield's offering this weekend. Two paintings found recently in a French church have split the art history establishment. The question vexing all the academics: When is a Caravaggio really a Caravaggio?

LOAD-DATE: February 13, 2006

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February 14, 2006 Tuesday

SECTION: FEATURES; Pg. 14

LENGTH: 1108 words

HEADLINE: Storm grows over Washington's link to bungled Katrina aid

BYLINE: Hurricane victims await answers amid claims of cronyism in the federal emergency posting, writes Russ Baker

BODY:

As finger-pointing increases within the administration of US President George W. Bush over failures to take decisive action after Hurricane Katrina - and as federal recovery efforts come under attack - a new report has revealed the sordid history of the man who ran the federal response to the storm.

A furore is growing in the US over the gap between the promises made by Mr Bush in a dramatic speech from New Orleans in September - after Katrina devastated the Gulf Coast and left more than 1,300 dead - and the reality.

Facing sharp criticism at the time, Mr Bush promised huge and speedy federal aid to the area. Five months later, most Katrina victims are still waiting to see results.

New Orleans - 80 per cent of which was flooded - remains a complete wreck. Hundreds of thousands still lack housing, and many evacuees are facing eviction from their temporary government-subsidised shelter in hotels. In the vacuum left by Washington inaction, New Orleans Mayor Ray Nagin is appealing to other nations to help rebuild the city.

Last Thursday, new evidence pointed to the White House having known earlier than it has admitted that floodwaters were engulfing the city. On Friday, the former director of the Federal Emergency Management Agency (Fema), in testimony before the US Senate, suggested that both his boss, the secretary of homeland security, and Mr Bush, were aware of the gravity of the situation, and said that he felt "abandoned" as the crisis grew.

The White House, which came under heavy condemnation for mishandling the initial response to the storm, has refused to release to Congress internal memos that could shed light on what the president and top aides did and did not do in the days immediately before and after the storm.

A congressional investigation concludes in a report leaked to the press ahead of its release this week, that unheeded warnings, poor planning and apathy in recognising the scope of Katrina's destruction led to the slow emergency response from the White House down.

Suspicious that the Bush administration has something to hide were bolstered by an investigative report published last week by the non-profit Real News Project organisation (www.realnews.org), which reported a dubious business partnership that explained how Michael Brown, a man without appropriate credentials, was placed in charge of the agency responsible for helping Americans in the aftermath of any natural or man-made disaster, including terrorist attacks.

When Mr Bush came to Washington after the 2000 elections, he appointed his close aide and campaign manager Joe Allbaugh to run Fema. As his first hire, Mr Allbaugh brought in little-known fellow-Oklahoman Mr Brown. Mr Allbaugh fast-tracked Mr Brown to be his top assistant, then left the agency, making Mr Brown the director of the organisation.

Storm grows over Washington's link to bungled Katrina aid South Chi

When Hurricane Katrina hit, Mr Brown's inexperience and lack of qualifications quickly became apparent in Fema's slow and chaotic response. Mr Bush initially expressed his support for the embattled Mr Brown, famously declaring: "Brownie, you're doing a heck of a job."

But with criticism reaching fever pitch, Mr Bush - who almost never jettisons subordinates - forced Mr Brown out. Until Mr Brown resurfaced on Friday, little attention was focused on how such an inappropriate choice could have ended up running such a crucial agency.

What has also become apparent is a lifelong, secret business relationship between Mr Brown and the man who brought him to Washington. After naming Mr Brown to head Fema, Mr Allbaugh left government to launch a career as a consultant and lobbyist; not surprisingly, many of the clients he signed up quickly received lucrative government contracts - from Mr Brown's Fema.

The relationship between Mr Allbaugh and Mr Brown goes back to the 1980s. The two left a trail of unpaid debts, a personal bankruptcy and dubious business ethics.

Mr Brown, who initially oversaw Fema's legal division, has a history as a failed low-level lawyer, replete with discontented clients, unhappy employers and damaging lawsuits.

His most important job before coming to Washington was a 10-year stint as an investigator for a private association of Arabian Horse owners, a job he was forced out of after accusations of shady dealings. This was not his first brush with impropriety. As an attorney, he was successfully sued by a former officemate for non-payment of rent.

Mr Allbaugh was also no paragon of business acumen or probity. In 1990, he and his second wife declared personal bankruptcy, writing off about US\$300,000 in debts. He would also be accused by an elderly widow of taking a loan from her and not paying it back.

Yet when the two men faced confirmation hearings in the US Senate, both falsely swore under oath that they had never been involved in civil litigation. The two men also failed to reveal their prior business ties, including one venture in which Mr Allbaugh worked for Mr Brown as a lobbyist.

Once at Fema, Mr Allbaugh began dismantling a professional team of managers that had been installed by then president Bill Clinton, and replacing them with political operatives loyal to Mr Bush, but lacking in disaster experience.

Mr Allbaugh's activities reminded some of a Nixonian purge. Acting upon his orders, a reluctant inspector-general launched investigations, looking at everything undertaken by his Clinton-appointed predecessor, James Lee Witt, including Witt's own travel expenses. Nothing incriminating was found.

Under Mr Allbaugh and Mr Brown, Fema began awarding contracts to politically connected firms with no track record in disaster relief. In 2003 the agency, which had been dealing on a non-exclusive basis with a number of large bottled-water suppliers, suddenly issued a sole-source contract to a tiny, politically connected firm that had to turn to other companies in to meet the supply. This cumbersome arrangement is blamed for substantial problems with deliveries of water after Katrina.

Mr Brown also excelled in politically savvy marketing. In August 2004, Hurricane Frances ravaged Florida. Fema under Mr Brown handed out millions of dollars in disaster aid to counties that had experienced little damage, but which were crucial to Mr Bush in the November presidential poll.

Today, Mr Allbaugh continues to sign up clients worldwide who wish to do business with the US government.

A short time after his ousting, Mr Brown, too, announced that he was becoming an industry consultant. On Friday, he testified before a Senate inquiry, yet the question of why he was put in charge - by his long-time crony Mr Allbaugh - never came up.

GRAPHIC: Credit: Bloomberg; Former Fema chief Michael Brown testifies last week.

LOAD-DATE: February 14, 2006

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February 20, 2006 Monday 10:44 AM EST

SECTION: NATIONAL DESK

LENGTH: 2566 words

HEADLINE: More Than 70 Leading Journalists Urge Newspaper Association to Acknowledge Failure to Aid Journalists Fleeing Hitler (1/2)

DATELINE: PHILADELPHIA, Feb. 20

BODY:

As reported in today's New York Times, more than seventy leading journalists and journalism professors (see below) have signed a letter urging the Newspaper Association of America to acknowledge the failure of American journalists to aid German Jewish refugee journalists who were trying to flee Hitler in the 1930s.

The letter was initiated by The David S. Wyman Institute for Holocaust Studies and former New York Times reporter Laurence Zuckerman. It has also been reported on National Public Radio's "All Things Considered," in Editor & Publisher, and by the Jewish Telegraphic Agency (part 1 of 2):

The letter comes in response to new research by journalism professor Laurel Leff, of Northeastern University, who found that U.S. journalism schools refused to aid German Jewish refugee journalists in the 1930s. She also revealed that the American Newspaper Publishers Association (now known as the Newspaper Association of America) would not agree even to a ten-minute discussion of the refugee issue at its 1939 convention.

Prof. Leff unveiled her research at a panel sponsored by the Wyman Institute at the recent annual conference of the Association for Jewish Studies, in Washington, D.C.

The Wyman Institute's letter asks the Newspaper Association of America "to address the terrible wrong that was committed" by the leaders of American journalism during the Hitler years, by "publicly acknowledging that (the newspaper association) was wrong to turn its back on Jewish refugee journalists fleeing Hitler," and by inviting Prof. Leff to speak about her research at the NAA's April 2006 convention, in Chicago.

Prof. Leff is author of the acclaimed 2005 book *Buried By The Times: The Holocaust and America's Most Important Newspaper* (Cambridge University Press) and a member of the Wyman Institute's Academic Council.

The letter emphasizes: "Just as various governments, industries, and institutions have in recent years faced up to the wrongs that they committed during the Hitler era, so too should the journalism community acknowledge what its leaders did, and did not do, during those years."

The signatories include:

-- Marvin Kalb, former chief diplomatic correspondent for CBS News and NBC News, moderator of Meet the Press, and founding director and senior fellow at Harvard University's Shorenstein Center on the Press, Politics, and Public Policy; and Prof. Alex Jones, director of the Shorenstein Center and Pulitzer Prize winner.

-- Martin Peretz, editor in chief, and Leon Wieseltier, literary editor, of The New Republic, as well as Fouad Ajami, contributing editor of The New Republic and director of the Middle East Studies Program at Johns Hopkins University; and James F. Hoge, Jr., editor, and Jonathan Tepperman, deputy managing editor, of Foreign Affairs

More Than 70 Leading Journalists Urge Newspaper Association to Acknowledge

-- Nicholas Lemann, dean, and Arlene Morgan, associate dean, of the Columbia University School of Journalism; John Pavlik, chairman of the Department of Journalism at Rutgers University; James L. Baughman, director of the University of Wisconsin (Madison) School of Journalism, Lewis A. Friedland, director of the U. of Wisconsin's Center for Communication and Democracy; Lorraine E. Branham, director of the University of Texas (Austin) School of Journalism; Robert K. Stewart, director of the Institute for International Journalism at the E. W. Scripps School of Journalism at Ohio University; James W. Brown, executive associate dean of the Indiana University School of Journalism; Michael Mandelbaum, director of the American Foreign Policy Program at Johns Hopkins University; and David Mindich, chair of the Department of Journalism at Saint Michael's College

-- former New York Times reporter Bernard Weintraub; former Wall Street Journal reporter Robert S. Greenberger; film critic Judith Crist; former Washington Post reporter Bill McAllister; Gabriel Schoenfeld, senior editor of Commentary; Neil Hickey and Russ Baker, contributing editors of the Columbia Journalism Review; PBS talk show host Ben Wattenberg; New York Observer columnist Ron Rosenbaum; syndicated columnist Jeff Jacoby; and Edward I. Koch, former mayor of New York City, and now a newspaper columnist and Bloomberg radio commentator

-- Murrey Marder, sponsor of the Watchdog Project of Harvard's Nieman Foundation for Journalism; Morton Mintz, former Washington Post reporter and former chair of the Fund for Investigative Journalism; Prof. Linda Steiner, editor of Critical Studies in Media Communication; and Prof. Marvin Olasky, editor of World.

-- Numerous other professors at the Journalism Schools of Columbia University (including Pulitzer Prize winner Jonathan Weiner); New York University, Northwestern University, the University of North Carolina at Chapel Hill, American University, Johns Hopkins University, Indiana University, Western Kentucky University, the University of Texas at Austin; Ohio University, the University of Colorado, the University of Wisconsin at Madison, Rutgers University, Bloomsburg University; and Saint Michael's College.

The complete text of the letter, with the full list of signatories, follows below.

ABOUT THE WYMAN INSTITUTE:

The David S. Wyman Institute for Holocaust Studies, located on the campus of Gratz College (near Philadelphia), is a research and education institute focusing on America's response to the Holocaust. It is named in honor of the eminent historian and author of the 1984 best-seller *The Abandonment of the Jews*, the most important and influential book concerning the U.S. response to the Nazi genocide.

The Institute's Advisory Committee includes Nobel Peace Prize Laureate Elie Wiesel, Members of Congress, and other luminaries. Its Academic Council includes more than 50 leading professors of the Holocaust, American history, and Jewish history. The Institute's Arts & Letters Council, chaired by Cynthia Ozick, includes prominent artists, writers, musicians, and filmmakers. (For a complete list, please visit <http://www.WymanInstitute.org>)

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February 15, 2006

John Sturm, President / CEO

Newspaper Association of America

1921 Gallows Road, Suite 600

Vienna, VA 22182-3900 / fax: 703-917-0636

Dear Mr. Sturm:

As journalists, we are saddened by the new research documenting the refusal of the American Newspaper Publishers Association to aid Jewish refugee journalists who were trying to flee Nazi Germany in the 1930s.

Prof. Laurel Leff, of the Department of Journalism at Northeastern University, discussed her research on this topic during a panel sponsored by The David S. Wyman Institute for Holocaust Studies, at the annual conference of the Association for Jewish Studies, in December 2005.

Prof. Leff described the unsuccessful efforts by Professors David Riesman and Carl Friedrich to persuade journalism schools and newspaper publishers to hire Jewish refugee journalists. Not only did the American Newspaper Pub-

More Than 70 Leading Journalists Urge Newspaper Association to Acknowledge

lishers Association (ANPA) refuse to aid the refugee journalists, but it even rejected a request by Prof. Friedrich to speak about the problem for ten minutes at the ANPA's 1939 convention.

Since the ANPA later merged into the Newspaper Association of America, we turn to you to address the terrible wrong that was committed in 1939. We believe that the Newspaper Association of America should publicly acknowledge that the ANPA was wrong to turn its back on Jewish refugee journalists fleeing Hitler. In addition, we ask you to invite Prof. Leff to address the April 2006 convention, in Chicago, of the Newspaper Association of America, concerning her important research.

Just as various governments, corporations, and institutions have acknowledged the wrongs they committed during the Hitler era by publicly apologizing, paying reparations, or taking other appropriate steps to face up to their past, so too should the Newspaper Association of America squarely face up to the mistakes made by the journalistic community during those terrible years.

We must all learn from those mistakes, so they will never be repeated.

Sincerely,

Marvin Kalb: founding director and senior fellow, Shorenstein Center on the Press, Politics and Public Policy -- Harvard University

Martin Peretz: editor in chief, The New Republic

Nicholas Lemann: dean, Graduate School of Journalism Columbia University

Alex Jones: director, Shorenstein Center on the Press, Politics and Public Policy -- Harvard University

Leon Wieseltier: literary editor, The New Republic

Murrey Marder: sponsor, Nieman Watchdog Project, Nieman Foundation for Journalism, Harvard University

Bernard Weinraub: former reporter, New York Times

Laurence Zuckerman: former reporter, New York Times

Morton Mintz: senior adviser to the Nieman Foundation's Watchdog Project former reporter, Washington Post former chair, Fund for Investigative Journalism.

Arlene Morgan: associate dean, Columbia Graduate School of Journalism

Neil Hickey: contributing editor, Columbia Journalism Review

James F. Hoge, Jr.: editor, Peter G. Peterson Chair Foreign Affairs, Council on Foreign Relations

Jonathan Tepperman: deputy managing editor, Foreign Affairs, Council on Foreign Relations

James W. Brown: professor and executive associate dean, Indiana University School of Journalism

Edward I. Koch: mayor of New York City, 1978-1989; newspaper columnist & Bloomberg Radio commentator

Robert K. Stewart: director, Institute for International Journalism, E.W. Scripps School of Journalism, Ohio University

James L. Baughman: director and professor, School of Journalism and Mass Communication, University of Wisconsin-Madison

Lorraine E. Branham: director, School of Journalism, University of Texas at Austin

Lewis A. Friedland: director, Center for Communication and Democracy, professor, School of Journalism and Mass Communication, Department of Sociology, University of Wisconsin-Madison

Michael Mandelbaum: professor and director of the American Foreign Policy Program, The Johns Hopkins University School of Advanced International Studies and frequent op-ed columnist

Russ Baker: editor-in-chief, The Real News Project, Contributing Editor, Columbia Journalism Review

Todd Gitlin: professor of Journalism and Sociology, Columbia University Graduate School of Journalism

More Than 70 Leading Journalists Urge Newspaper Association to Acknowledg

- Marvin Olasky: professor of Journalism, University of Texas at Austin, editor-in-chief, World
- Fouad Ajami: professor and director, Middle East Studies Program, Johns Hopkins University; Contributing editor, The New Republic
- Ben Wattenberg: moderator, 'Think Tank' -- PBS Television senior fellow, American Enterprise Institute
- Maxwell McCombs: Jesse H. Jones Centennial Chair School of Journalism, University of Texas at Austin
- Philip Meyer: Knight Chair in Journalism, University of North Carolina at Chapel Hill
- Bill McAllister: former reporter, The Washington Post
- John V. Pavlik: professor and chair, Department of Journalism and Media Studies, director, Journalism Resources Institute School of Communication, Information and Library Studies Rutgers, the State University of New Jersey
- David T. Z. Mindich: professor and chair, Department of Journalism and Mass Communication, Saint Michael's College
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- James L. Hoyt: professor emeritus and former director, School of Journalism and Mass Communication, University of Wisconsin-Madison
- Jeff Jacoby: syndicated columnist, The Boston Globe
- Bernhard Debatin: associate professor for Multimedia Policy, director of Tutorial Studies in Journalism, E.W. Scripps School of Journalism, Ohio University
- Julie Triedman: senior reporter, The American Lawyer, Adjunct Professor of Journalism, Columbia University Graduate School of Journalism
- Robert S. Greenberger: former reporter, Wall Street Journal
- Mary T. Rogus: associate professor, Broadcast Journalism, E.W. Scripps School of Journalism, Ohio University
- Lynn Schofield Clark: assistant research professor and director, Teens & the New Media@Home, School of Journalism and Mass Communication, University of Colorado at Boulder
- David Abrahamson: John Deering McCormick Professor, Medill School of Journalism, Northwestern University
- Jerry L. Sloan: professor emeritus, E.W. Scripps School of Journalism, Ohio University
- Barbara S. Reed: Department of Journalism & Media Studies School of Communication, Information and Library Studies, Rutgers, the State University of New Jersey
- Jonathan Weiner: professor, Columbia University Graduate School of Journalism
- Gabriel Schoenfeld: senior editor, Commentary
- Judith Crist: adjunct professor of Journalism, Columbia University Graduate School of Journalism
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- Robert Trager: professor, School of Journalism and Mass Communication, University of Colorado at Boulder
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- Ellen Willis: Department of Journalism, New York University
- Walter M. Brasch: professor of Journalism, Bloomsburg University
- LynNell Hancock: associate professor of Journalism, Columbia University Graduate School of Journalism
- Abe Peck, Sills Professor, Medill School of Journalism, Northwestern University
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Aaron Klein: cohost, The John Batchelor Show - ABC Radio, Jerusalem bureau chief, WorldNetDaily.com

Judith Matloff: adjunct professor of Journalism, Columbia University Graduate School of Journalism

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Ron Rosenbaum: columnist, New York Observer; author of Explaining Hitler

Bill Israel: assistant professor, Department of Communication, The University of Massachusetts Amherst

Jack McLeod: Maier-Bascom Professor Emeritus, University of Wisconsin-Madison

Printer Bowler: adjunct professor, School of Journalism, University of Montana

Gwenda Blair: adjunct professor of Journalism, Columbia University Graduate School of Journalism

Julie Hartenstein: deputy director of Career Services, Columbia University Graduate School of Journalism

Lloyd Schwartz: classical music editor, The Boston Phoenix

Debbie Schlussel: syndicated columnist

William S. Bingham: former reporter, Capital Cities Communications and WCNI - New London, CT

Jonathan Stern: publisher, Decision Health

Mrs. Ruth Lichtenstein: publisher, Hamodia

Benyamin Korn: former executive editor, Philadelphia Jewish Exponent, associate director, The David S. Wyman Institute for Holocaust Studies

NOTE:

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<http://www.usnewswire.com/>

Contact: Rafael Medoff of The David S. Wyman Institute for Holocaust Studies, 215-635-5622 or rafaelmedoff@aol.com

LOAD-DATE: February 21, 2006

Exhibit C

1 of 1 DOCUMENT

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Los Angeles Times

June 29, 2005 Wednesday
Home Edition

SECTION: CALENDAR; Calendar Desk; Part E; Pg. 12

LENGTH: 837 words

HEADLINE: BOOK REVIEW ;

Harsh insight into how we make war;

War Made Easy How Presidents and Pundits Keep Spinning Us to Death Norman Solomon John Wiley & Sons: 320 pp., \$24.95

BYLINE: Russ Baker, Special to The Times

BODY:

Does the unspooling Iraq saga fill you with a disquieting sense of déjà vu? Feel like you've been there, done that, been lied to and spun in this manner somewhere else, at some other point in time? Well, that's because you have.

Norman Solomon, a longtime media critic, lays out the elaborate hustle in his new book, "War Made Easy: How Presidents and Pundits Keep Spinning Us to Death." It's all there -- Vietnam, the invasions of Panama and Grenada, the first Gulf War and more. (Including a first chapter about the 1965 U.S. invasion of the Dominican Republic, an unfortunately labored and obscure choice to lead off an otherwise compelling read.)

The villains are the government and the media: the government because time and again it remorselessly falsifies the reality of war, and the media because major press and broadcast outlets can't seem to wriggle free from self-interest long enough to speak truth to power.

Solomon offers 16 brutally persuasive chapters, each centered on a perennial falsehood, such as "If This War Is Wrong, Congress Will Stop It," "This Is About Human Rights" and "This Is Not at All About Oil or Corporate Profits."

One insidious whopper -- that American war leaders always yearn for peace -- runs counter to such evidence as the Nixon tapes, in which the president, who publicly expressed concern about the Indochina carnage, is caught on the White House recording system discussing with Henry A. Kissinger an extension of the bombing to new targets in North Vietnam:

Nixon: "I still think we ought to take the dikes out.... Will that drown people?"

Kissinger: "About 200,000 people."

Nixon: "No, no, no.... I'd rather use the nuclear bomb.... I just want you to think big, Henry, for Christ's sakes."

The belief that the media will remain vigilant to government misconduct in times of war is belied by an internal MSNBC report cited by Solomon, which explains why Phil Donahue's show (with which Solomon was associated) was canceled shortly before the Iraq invasion. Keeping Donahue on the air, says one MSNBC executive, would "present a difficult public face for NBC in a time of war ... [and become] a home for the liberal antiwar agenda at the same time that our competitors are waving the flag at every opportunity." Solomon also notes that less than 1% of the sources featured on CBS' "Evening News" during the Iraq War's first three weeks could be considered "antiwar."

For sheer chutzpah, nothing tops the story of U.S. troops during the 1989 invasion of Panama seizing a huge cache of dictator and former U.S. ally Manuel Noriega's cocaine. Well after the event, the military was forced to admit that the

BOOK REVIEW ; Harsh insight into how we make war; War Made Easy How Pres

reported stash was actually tamales wrapped in banana leaves. This was followed by the military's claim that Noriega had used the stash for "unspeakable acts of witchcraft and voodoo."

Solomon is most outraged by what he sees as the utter disconnect between Americans and the true horror of wars carried out in their name and with their approval. He cites James Baldwin on denial, on "the fraudulent and expedient nature of the American innocence which has always been able to persuade itself that it does not know what it knows too well."

And Solomon adds, "Aren't we at least dimly aware that -- no matter how smooth and easy the news media and elected officials try to make it for us -- in faraway places there are people not so different than us who are being destroyed by what journalists and politicians glibly depict as necessary war?"

"War Made Easy" is largely an amalgam of material from others' books, speeches and articles. But Solomon is a formidable thinker and activist in his own right. He traveled with Sean Penn to Iraq shortly before the invasion, and one wishes he had shared more of his considerable experiences in the media trenches.

Solomon's voice, when he gives it full throat, is appropriately sardonic. Here he comments on a USA Today headline from June 2004, about the incoming Iraqi prime minister's support for the U.S.: "The banner headline was a classic of occupation puppetry and media gimmicky," Solomon writes, noting that Iyad Allawi was long close to the CIA but a virtual stranger to the Iraqi people. "All in all, by Washington's lights, the man was eminently qualified to be Iraq's 'new leader.' And his superb judgment was immediately apparent: 'New Leader Asks U.S. to Stay!' "

"War Made Easy" is a must-read for those who would like greater context with their bitter morning coffee, or to arm themselves for the debates about Iraq that are still to come.

Solomon cites a 2003 Los Angeles Times article, in which top Pentagon officials "are studying the lessons of Iraq closely -- to ensure that the next U.S. takeover of a foreign country goes more smoothly." Says a top assistant to Defense Secretary Donald H. Rumsfeld: "We'll get better as we do it more often."

Russ Baker (www.russbaker.com) is a contributing editor to the Columbia Journalism Review and founder of a new nonprofit, the Real News Project, dedicated to investigative journalism.

LOAD-DATE: June 29, 2005

1 of 1 DOCUMENT

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July 21, 2005 Thursday 4:37 PM EST

SECTION: NATIONAL DESK

LENGTH: 339 words

HEADLINE: Investigative Journalist Russ Baker Questions New York Times' Editorial Stance Concerning Reporter Judith Miller

DATELINE: NEW YORK, July 21

BODY:

In today's TomPaine.com, investigative journalist and essayist Russ Baker questions the New York Times' editorial stance concerning reporter Judith Miller.

Below are the opening paragraphs of the article:

"It would be a great understatement to say that The New York Times is in a difficult position when it comes to reporting on the case of Judith Miller, the paper's reporter who is currently in jail for refusing to identify sources in the Valerie Plame Wilson leak investigation. No one wants to see a journalist in jail -- much less one who labors on behalf of the same news organization.

"So it is understandable that the paper's owners want to back one of their employees, and uphold the larger principle of source confidentiality. The Times' editorial page, however, speaks for the entire paper and represents its most cherished values of truth and honesty. An editorial on the Miller case published on Tuesday failed to meet those standards. Appropriate compassion notwithstanding, the editors of the Times have failed to clarify the exact role of their controversial colleague, aware as they are of Miller's checkered professional record and her seeming disdain for standards the rest of the profession strives to uphold.

"While defending its own, the paper also has a larger responsibilityâEUR"both to its readers and to journalistsâEUR"not to serve as a propaganda organ, obscuring key unresolved questions about Miller, her work and this particular case."

To read the full article in TomPaine.com, click [HERE](http://www.tompaine.com/articles/20050721/why_was_miller_fit_to_print.php). http://www.tompaine.com/articles/20050721/why_was_miller_fit_to_print.php

Investigative reporter and essayist Russ Baker (<http://www.russbaker.com>) is a longtime contributor to TomPaine.com. A contributing editor to the Columbia Journalism Review, he is the founder of the Real News Project, a new organization dedicated to revitalizing investigative journalism. He can be reached at russ@russbaker.com.

<http://www.usnewswire.com/>

Contact: Patrick Doherty of TomPaine.com, 202-955-5665 ext. 131 or patrick@tompaine.com

Exhibit D

From: "Paul Jay, IWTnews" <contact@IWTnews.com>
Date: March 31, 2006 8:44:06 AM CST

Subject: A new name... The Real News is coming to TV
Reply-To: "Paul Jay, IWTnews" <contact@IWTnews.com>

Dear IWT supporters, advisors and members,

We have exciting news. After a great deal of thought and consultation, we have decided on a new name that communicates our vision for our independent TV news network... The Real News.

We think The Real News better reflects our mission: to broadcast world news that cuts through the bull. The Real News is about reporting on the world as it is, without compromising... No corporate dollars. No government funding. No commercials. No strings.

We are preparing to launch a massive public support and membership campaign this September to bring The Real News to television and the web. The campaign launch will include a new website, TheRealNews.com, where we will be showcasing specially-produced sample video content that communicates the depth and daring of what The Real News will be all about. This weekly video content will feature short docs, comedy media satire spots and a taste of what's to come with our flagship news show, The Real News Daily. We will take on current TV news coverage of important stories and ask: did they get the story right or wrong? What's the real story and how would The Real News cover it?

Get more details on how we are going to make The Real News a reality by downloading our new and comprehensive business plan. This bold road map is the product of more than two years of study, testing, consultation and relationship- building. It lays out a concrete vision for how we will launch The Real News Daily in 2007. Visit www.TheRealNews.com and see a preview of our new look. Read our plan and tell us what you think. We need your help NOW to make The Real News a reality.

New Video Interview: David Suzuki. In this interview he sounds the alarm saying that climate change is a slow motion catastrophe. Dr. Suzuki calls on the media to take responsibility for the fact that

> the issue of climate change is still seen as controversial, even
> though the vast majority of climatologists in the world call for
> urgent action now.

>
> Below are the opening lines of our business plan.

>
> Witness the perilous times we live in:

>
>
> The intensification of the global struggle for control of oil
>
> The undermining of democracies, human rights and international law
>
> The waging of illegal wars and occupations
>
> A majority of people suffering in dire poverty
>
> Impending irreversible environmental damage
>
> Millions dying globally from inaction on AIDS
>
> Massive state and corporate corruption
>
> The threat of nuclear, chemical and biological weapons
>
> Powerful forces driven by apocalyptic visions and dreams of empire
>
>
> Democracy depends on an informed public and a courageous press. Yet
> on television, where most people get their news, propaganda and
> spin are reported as reality and facts are treated as just a matter
> of opinion. In-depth investigative journalism and real debate are
> seldom heard. Timidity and a reluctance to challenge the official
> version of events permeate television newsrooms.

>
> We must not sleepwalk into war or tyranny. The world situation is
> too dangerous not to know the complexity of things. We need
> television journalism that dares to seek truth and does not bow to
> pressure. We need The Real News.

>
> Click to read The Real News business plan. We need your help to
> make The Real News a reality.

>

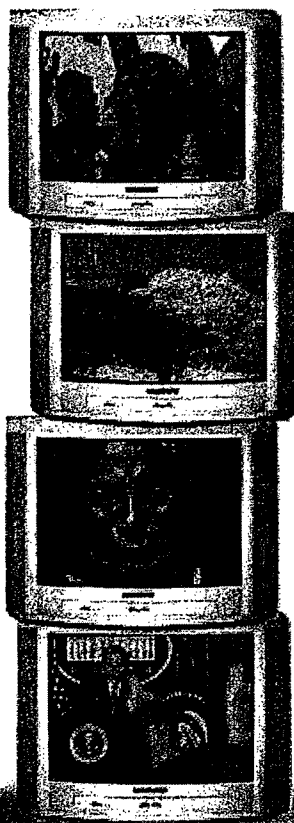
Exhibit E

No corporate dollars.
No government funding.
No commercials.

No strings.

The Real News

You have the right to know.



The Real News is the new name for
Independent World Television.

New site coming soon
Visit the IWT site.



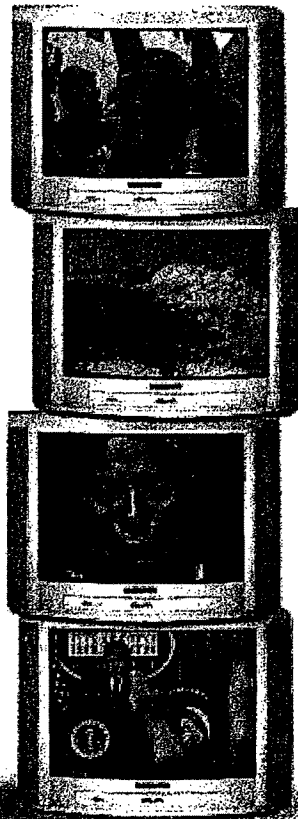
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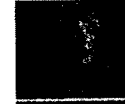
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Birth of a Network

Gore Vidal

Naomi Klein

Eric Margolis on Pakistan

David T. Suzuki

More video

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The Real News is the new name for Independent World Television.

Stay tuned for the new website and campaign to bring The Real News to TV. Details on how we're going to make it happen are in the new Business Plan.

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- Return to Kandahar
- Making The Real News
- The world as it is
- Apres Moi, le Deluge
- FAQ: Why is signing up important?

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- Eric Margolis on Pakistan
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- Margolis interview on Iran
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RETURN TO KANDAHAR

Return to Kandahar

By Paul Jay
Chair, The Real News

Last Monday, the deadly traffic accident caused by a United States military convoy quickly escalated into a large scale anti-American riot that stormed across much of Kabul with Afghan troops leaving at least 14 people dead and dozens injured. US troops have also been accused of firing on the demonstrators.

Television news accounts of the incident showed pictures of angry crowds pelting stones at American military vehicles; demonstrators shouted "death to Karzai" and "death to the US". It was the largest protest of its kind since the fall of the Taliban.

Most reports failed to connect the people's anger to events earlier in the week, when more than 16 and perhaps as many as 36 civilians died in a US bombing attack on a village outside of Kandahar.

How things have changed.

In the spring of 2002, I shot a documentary film in Afghanistan entitled *Return To Kandahar*.

[read more >>](#)

MAKING THE REAL NEWS

Making The Real News

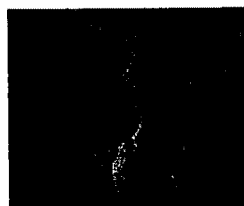
By Paul Jay, Chair
The Real News
www.TheRealNews.com

In 1958, Edward R. Murrow, the icon of American broadcast journalism, made a forceful speech about the state of television at its infancy. The speech was depicted in the recent film *Good Night and Good Luck* by George Clooney. Speaking to a conference of network news executives, Murrow said:

"... surely we shall pay for using this most powerful instrument of communication to insulate the citizenry from the hard and demanding realities which must be faced if we are to survive. I mean the word survive literally. . . Here (television) you will find only fleeting and spasmodic reference to the fact that this nation is in mortal danger."

ERIC MARGOLIS ON PAKISTAN

This is the second part of our interview with Eric Margolis, journalist, author, contributing editor to *The American Conservative* magazine and member of **The Real News** Advisory Committee.



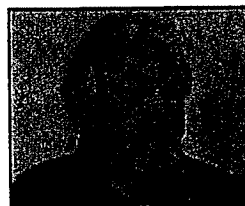
In the interview Margolis says: "There's no doubt that there's enormous sympathy for both the Taliban and for Osama bin Laden in Pakistan. In the ISI [Pakistan's intelligence service] . . . there's still within its ranks very strong sympathy for bin Laden. But in Pakistan there's just growing anger against the United States . . . And it is dangerous. Pakistan does have a nuclear arsenal."

To see the full interview please click here

[read more >>](#)

IWT NEWS INTERVIEW WITH DAVID T. SUZUKI, PHD

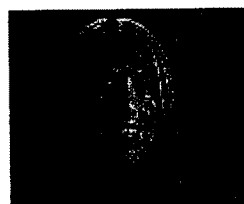
David T. Suzuki PhD, Chair of the David Suzuki Foundation, is an award-winning scientist, environmentalist and broadcaster. In this new *IWT* interview he says that climate change is a slow motion catastrophe. He says the media has to take responsibility for the fact that there is a notion that the issue of climate change is still controversial, even though the vast majority of climatologists in the world say something must be done.



To see the full interview please click here

NAOMI KLEIN ON THE AMPLIFYING EFFECT OF TELEVISION

Award-winning journalist and author **Naomi Klein** stresses the urgent need for an independent TV news network: "**We need this amplifying effect that really seems to only come from television**



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The Real News is the new name for Independent World Television.

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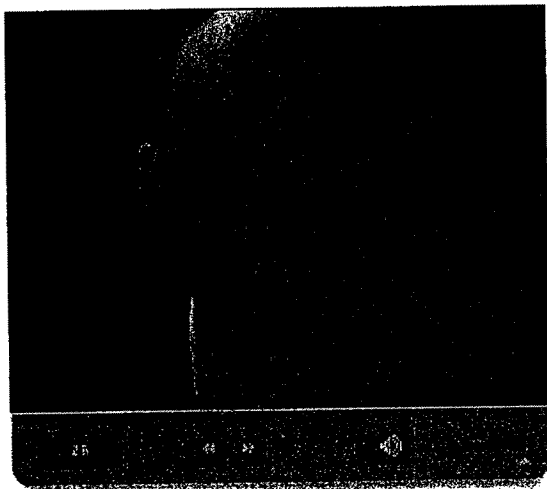
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